

Summary Judgment (Doc. 11) is **DENIED**. Defendant's Motion for Summary Judgment (Doc. 16) is **GRANTED**. The Commissioner's denial of benefits is **AFFIRMED**, and the instant action is **DISMISSED WITH PREJUDICE**.

The Clerk of Court is **DIRECTED** to close the case.

SO ORDERED this 2nd day of January, 2013.

/s/ Harry S. Mattice, Jr.
HARRY S. MATTICE, JR.
UNITED STATES DISTRICT JUDGE